

SUBDIVISION MEETING

August 2, 2001

Chair Karolin Loendorf called the meeting to order at 9:00 a.m. Commissioner Murray was present. Commissioner Varone was absent attending another meeting. Others attending all or a portion of the meeting included Paulette DeHart, Ron Alles, Sharon Haugen, Frank Rives, Terry Lewis, Jeff Ullery, K. Paul Stahl, Cheryl Green, and Carole Byrnes.

Minutes. There were no minutes to approve.

Proposed Minor Subdivision, Preliminary Plat, Wiley Subdivision, Tract C Amended Plat. (cont. from 7/26/01). The applicant proposes to create three lots, two for one single-family dwelling and one for a multi family dwelling. The proposal is in the NW 1/4 of Section 12, T10N, R3W; located south of York Road west of and adjacent to Heather Drive. The applicant, Terry Lewis, was present.

Variance. Length of dead-end road. Commissioner Murray moved to approve the deadend road variance. Commissioner Loendorf seconded the motion and it carried 2-0. Commissioner Murray stated for record that Commissioner Varone supported this variance.

Variance. To forego constructing Heather Drive to a 24-foot wide standard and allow existing width. Commissioner Murray moved to deny the proposed variance. Commissioner Loendorf seconded the motion and it carried 2-0. Commissioner Murray stated for the record that Commissioner Varone agreed this is an undo financial burden on the applicant and to construct a road onto Wiley Drive for fire and ambulance services. He further explained that in lieu of the undo financial burden, the Commissioners agree with staff and request that the applicant bring the road up to county standards.

Commissioner Murray moved that the Commission approve the proposed subdivision subject to 14 conditions as outlined by staff. Commissioner Loendorf seconded the motion and it carried 2-0.

Proposed Minor Subdivision, Preliminary Plat, Foster Tracts, Lot 12 Minor. (cont. from 7/26/01). The applicant proposes to create two lots, each for one single-family dwelling. The proposal is generally located adjacent to and north of Canyon Ferry Road and west of Hart Lane. The applicant, Jeff Ullery, was present.

Variance from the improved road width on Wheatland Road, which is 16-20 feet wide at present. Commissioner Murray moved that the Commission deny the variance to allow the Wheatland Road to be 16-20 feet wide. Commissioner Loendorf seconded the motion and it carried 2-0. Commissioner Murray stated

for the record that Commissioner Varone had reservations concerning the road, too.

Variance from a 30' wide access road to residence. Commissioner Murray moved that the Commission deny the variance request. Commissioner Loendorf seconded the motion and it carried 2-0.

Variance from a 30' wide access road which is constructed to a width of 10-12'. Commissioner Murray moved that the Commission deny the variance request. Commissioner Loendorf seconded the motion and it carried 2-0.

Commissioner Murray moved that the Commission approve the proposed subdivision subject to 15 conditions as proposed by staff. Commissioner Loendorf seconded the motion and it carried 2-0.

Montana Rail Link Invoice. Ron Alles reported that the invoice is in the amount of \$593.33 and is to repair the gate arm at the Austin Road railroad crossing in Birdseye. The overtime charged was due to safety reasons. Staff recommended payment of the invoice. Commissioner Murray stated that the individuals who destroyed the gate arm were apprehended and subsequently made formal apologies. Commissioner Murray moved that the county pay MRL the amount of \$593.33 and that this claim be paid from the contingency fund as an early expenditure from the budget. Commissioner Loendorf seconded the motion and it carried 2-0.

US Bank Contract. Paulette DeHart reported that the contract is to continue working with US Bank for their checking account and warrant clearing processes. Commissioner Murray moved that the Commission approve the contract between Lewis and Clark County and the US Bank, formerly known as the First Bank of Helena and authorize the Chair to sign. Commissioner Loendorf seconded the motion and it carried 2-0.

Grinnell Fire Protection Services Contract. Ron Alles reported that this contract is for the fire sprinkler system at the Cooney Convalescent Home not to exceed \$800. Staff recommended approval. Commissioner Murray moved that the Commission approve the contract and authorized the Chair to sign. Commissioner Loendorf seconded the motion and it carried 2-0.

MSU Extension Service Budget Agreement. Ron Alles reported this is a standard budget agreement with MSU detailing the amount of salaries the county is obligated to pay for County Extension staff for the period 7/1/01 to 6/30/02. Staff recommended approval. Commissioner Murray moved that the Commission table this to August 9 and notify MSU we are awaiting a response for excluding compensatory time. Commissioner Loendorf seconded the motion and it carried 2-0.

Project Agreement MT PFH 29, Lakeside–Nelson Road. Ron Alles reported that this is an agreement between the State of Montana, Helena National Forest, and Lewis and Clark County for a joint road project on the Lakeside-Nelson Road. Staff recommended approval. Commissioner Murray moved that the Commission approve the contract and authorized the Chair to sign. Comm. L seconded the motion and it carried 2-0.

Resolution of Intent to Consider the Consolidation of the Office of County Auditor with the Office of the Treasurer/Clerk and Recorder. Ron Alles reported that an evening meeting has been scheduled for August 21 at 5:30 p.m. Commissioner Murray moved that the Commission approve the resolution with the addition of the term County Auditor/Surveyor and authorized the Chair to sign. Commissioner Loendorf seconded the motion and it carried 2-0. Commissioner Murray stated for the record that Commissioner Varone indicated her support for this resolution.

Resolution Setting a Fee for Properties in the Tax Deed Process. Cheryl Green reported there is more paperwork involved and to table to a later date. Commissioner Murray moved to table to August 9 and have the Treasurer review the administrative fee and adjust if appropriate. Commissioner Loendorf seconded the motion and it carried 2-0.

Resolution Ordering a Refund of Solid Waste Fees Paid. Chery Green reported the Andersons were double assessed due to computer error in the Department of Revenue office and should be issued a refund in the amount of \$172.00. Commissioner Murray moved to table to August 9 to allow further research by staff. Commissioner Loendorf seconded the motion and it carried 2-0.

There being no other business, the meeting adjourned at 9:43 a.m.